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UTILITY PATENT APPLICATION TRANSMITTAL If or new nonprovisional applications under 37 CFR 1.53(b)) Altomey Docket No. First Inventor Title MOTILIDE COMPOUNDS Express Mail Label No. But 881613657 APPLICATION ELEMENTS PEP chapter 600 concerning utility patent application contents. ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

(Only for field	w nonprovisional applications under 37 GFK 1.33(b))	Express Mail Label No. 22 do 13 label				
	APPLICATION ELEMENTS apter 600 concerning utility patent application contents.	Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450				
Submit a Applican See 37 C Specifica Cyreferred Descript Cross R Stateme Referen or a corr Backgro Brief Su Brief De Detailed	d arrangement set forth below) tive title of the invention Reference to Related Applications ent Regarding Fed sponsored R & D nce to sequence listing, a table, mputer program listing appendix ound of the Invention ummary of the Invention escription of the Drawings (if filed) d Description	7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. Computer Readable Form (CRF) b. Specification Sequence Listing on: i. CD-ROM or CD-R (2 copies); or ii. Paper c. Statements verifying identity of above copies ACCOMPANYING APPLICATION PARTS				
5. Oath or Decla a. Newl b. Copy (for c i. D Signa 1. 6. Applica 18. If a CONTINI specification follo Continua Prior application info For CONTINUATIO 5b, is considered a	dy executed (original or copy) of from a prior application (37 CFR 1.63(d)) continuation/divisional with Box 18 completed) DELETION OF INVENTOR(S) igned statement attached deleting inventor(s) ame in the prior application, see 37 CFR .63(d)(2) and 1.33(b). cation Data Sheet. See 37 CFR 1.76 IUING APPLICATION, check appropriate box, and owing the title, or in an Application Data Sheet under the companying continuation: DIVISIONAL APPS only; The entire disclosure of the accompanying continuation:	9. Assignment Papers (cover sheet & document(s)) 10. 37 CFR 3.73(b) Statement Power of Attorney 11. English Translation Document (if applicable) 12. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 13. Preliminary Amendment 14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. Other: supply the requisite information below and in the first sentence of the er 37 CFR 1.76: tinuation-in-part (CIP) of prior application No: Art Unit: of the prior application, from which an oath or declaration is supplied under Box advertently omitted from the submitted application parts.				
The incorporation		ONDENCE ADDRESS				
Custome	er Number: 000034499	OR Correspondence address below				
Name K	KOSAN BIOSCIENCES, INC.					
Address						
		State 7: Code				
City		State Zip Code Telephone 510,731,5391 Fax 510,731,5343				
		310-731-3143				
Name (Print/Type) Yuan Chap, Esq. Registration No. (Attorney/Agent) 32,118						
Signature	/ William Chilo	Date August 26, 2003				

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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CEE TO A NOMITTAL			Complete if Known			
FEE TRANSMITTA	┕┆	Application Number		Not Assigned		
for EV 2002		Filing Date		August 26, 2003		
for FY 2003		First Named Inventor		Santi		
Effective 01/01/2003. Patent fees are subject to annual revision.		Examiner Name Not Assi		Not Assigned	Assigned	
Applicant claims small entity status. See 37 CFR 1.27		Art Unit N		Not Assigned		
TOTAL AMOUNT OF PAYMENT (\$) 375.00		Attorn	Attorney Docket No. 010069.01			
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)				
Check Credit card Money Other None	3. /	3. ADDITIONAL FEES				
Order U	<u>Large</u>	Entity	Small Entity			
Denosit	Fee Cod	Fee e (\$)	Fee Fee Code (\$)	Fee Description	Fee Paid	
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Deposit Account Kosan Biosciences, Inc.	1052	2 50		harge - late provisional filing fee or		
Name	1053	3 130		r sheet English specification		
The Director is authorized to: (check all that apply) Charge fee(s) indicated below Credit any overpayments		2 2,520		iling a request for ex parte reexamination		
Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) during the pendency of this application	1804	4 920*		uesting publication of SIR prior to		
Charge fee(s) indicated below, except for the filing fee	1804	1,840*		niner action uesting publication of SIR after		
to the above-identified deposit account.	100.	1,040		miner action		
FEE CALCULATION		1 110	_	ension for reply within first month		
1. BASIC FILING FEE		2 410	2202 200	ension for reply within second month		
Large Entity Small Entity Fee Fee Fee Fee Description Fee Paid	1253			ension for reply within third month		
Code (\$) Code (\$)		4 1,450		ension for reply within fourth month		
1001 750 2001 375 Utility filing fee 375.00	ł	5 1,970		ension for reply within fifth month		
1002 330 2002 165 Design filing fee	140 ⁻ 140			ce of Appeal		
1003 520 2003 260 Plant filing fee	140			ng a brief in support of an appeal uest for oral hearing		
1004 750 2004 375 Reissue filing fee 1005 160 2005 80 Provisional filing fee		1 1,510		tion to institute a public use proceeding		
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SUBTOTAL (1) (\$) 375.00	145	3 1,300	2453 650 Petir	ition to revive - unintentional		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	150	1 1,300		ty issue fee (or reissue)		
Extra Claims below Fee Paid	150	2 470	2502 235 Des	sign issue fee		
Total Claims 20 -20** = 0 X = 0	150	3 630	2503 315 Plar	nt issue fee		
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1202 18 2202 9 Claims in excess of 20 1201 84 2201 42 Independent claims in excess of 3	180	9 750		ng a submission after final rejection CFR 1.129(a))		
1201 84 2201 42 independent claims in excess 613	181	0 750	· '	each additional invention to be		
1204 84 2204 42 ** Reissue independent claims	'`'	- 150		mined (37 CFR 1.129(b))		

SUBMITTED BY			(Complete	(if applicable))
Name (Print/Type)	Yuan Chao, Esq.	Registration No. (Attorney/Agent) 32,118	Telephone	510-731-5156
Signature	MIMINI MAIN		Date	8/26/03

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Other fee (specify)

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*Reduced by Basic Filing Fee Paid

900 1802

375 Request for Continued Examination (RCE)

SUBTOTAL (3)

900 Request for expedited examination

of a design application

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over original patent

SUBTOTAL (2)

**or number previously paid, if greater; For Reissues, see above

** Reissue claims in excess of 20

(\$)

and over original patent

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